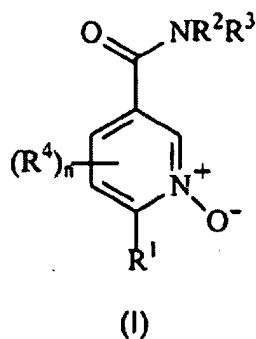


### Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

#### Listing of Claims:

1. (Withdrawn) A compound having the structure (I):



and optical isomers, diastereomers, enantiomers and pharmaceutically acceptable salts thereof, wherein

$R^1$  is selected from  $R^5$  and  $R^5$ -( $C_1$ - $C_6$  heteroalkylene)- where  $R^5$  is selected from hydrogen, halogen, alkyl, heteroalkyl, aryl, heteroaryl, carbocycle aliphatic ring and heterocycle aliphatic ring, amino or hydroxy;

$R^2$  and  $R^3$  are independently hydrogen, alkyl, heteroalkyl, aryl(alkylene), heteroaryl, heteroaryl(alkylene), carbocycle, carbocycle(alkylene), heterocycle, and heterocycle(alkylene);

each occurrence of  $R^4$  is independently selected from halogen, alkyl, heteroalkyl, aryl, heteroaryl, carbocycle aliphatic ring and heterocycle aliphatic ring, amino or hydroxy; and

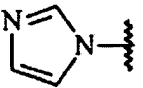
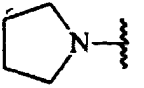
$n$  is 0, 1, 2 or 3.

2. (Withdrawn) A compound of claim 1 wherein  $n$  is 0.
3. (Withdrawn) A compound of claim 1 wherein  $n$  is 1.
4. (Withdrawn) A compound of claim 1 wherein  $n$  is 0 or 1 and  $R^2$  is H.
5. (Withdrawn) A compound of claim 4 wherein  $R^1$  is  $R^5$ - $SO_2$ - and  $R^5$  is selected from alkyl, heteroalkyl, aryl, carbocycle, aryl(alkylene), and carbocycle(alkylene).

6. (Withdrawn) A compound of claim 5 wherein, for  $R^5$ , alkyl is  $C_1$ - $C_{10}$ alkyl; heteroalkyl is  $C_1$ - $C_{10}$ alkyl with 1, 2 or 3 heteroatoms selected from N, O and S; aryl is phenyl, substituted phenyl, naphthyl or substituted naphthyl; carbocycle is  $C_3$ - $C_8$ carbocycle; and alkylene is  $C_1$ - $C_{10}$ alkylene.

7. (Withdrawn) A compound of claim 5 wherein  $R^1$  is selected from  $(C_1$ - $C_6$ alkyl) $SO_2$ ,  $PhSO_2$ , fluorinatedphenyl $SO_2$ ,  $PhCH_2SO_2$ , cyclopentyl $SO_2$ , *m*-carboxyphenyl $SO_2$ , *m*-methylphenyl $SO_2$ , and  $HOOC$ -( $C_1$ - $C_4$ alkylene) $SO_2$ .

8. (Withdrawn) A compound of claim 1 wherein  $R^1$  is selected from halogen, amino, hydrocarbylamino, dihydrocarbylamino, hydrocarbyloxy, hydrocarbylthio, heterocyclyl, (heteroalkyl)amino, and (heteroaryl)amino.

9. (Withdrawn) A compound of claim 7 wherein  $R^1$  is selected from amino ( $C_1$ - $C_6$ alkyl)( $C_1$ - $C_6$ alkyl)amino,  $PhNH$ -,  $PhCH_2NH$ -, , , and  $HOCH_2CH_2NH$ -.

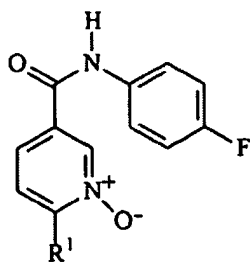
10. (Withdrawn) A compound of claim 8 wherein  $R^1$  is selected from halide and ( $C_1$ - $C_6$ alkyl) $S$ -.

11. (Withdrawn) A compound of claim 10 wherein  $R^1$  is chloride.

12. (Withdrawn) A compound of claim 4 wherein  $R^3$  is selected from aryl, aryl(alkylene), heteroaryl, and heteroaryl(alkylene).

13. (Withdrawn) A compound of claim 12 wherein  $R^3$  is aryl.

14. (Withdrawn) A compound of claim 1 having structure (II)



(II).

15. (Withdrawn) A compound of claim 14 wherein  $R^1$  is selected from  $(C_1$ - $C_6$ alkyl) $SO_2$ ,  $PhSO_2$ , fluorinatedphenyl $SO_2$ ,  $PhCH_2SO_2$ , cyclopentyl $SO_2$ , *m*-carboxyphenyl $SO_2$ , *m*-methylphenyl $SO_2$ , and  $HOOC$ -( $C_1$ - $C_4$ alkylene) $SO_2$ .

16. (Withdrawn) A compound of claim 4 wherein R<sup>3</sup> is benzyl or phenyl, the benzyl or phenyl having 0, 1, 2, 3 or 4 substituents selected from alkoxy, alkoxycarbonyl, alkyl, alkylamido, alkylcarbonyl, amido, benzyl optionally substituted, with halogen, benzyloxy, carboxy, cyano, dialkylamido, haloalkyl, haloalkyloxy, halogen, hydroxy, nitro, oxoalkyl, phenyl optionally substituted with halogen, thioalkyl, thiocyanate, and thiohaloalkyl.

17. (Withdrawn) A compound of claim 1 wherein R<sup>3</sup> is selected from cycloalkyl, cycloalkyl(alkylene), cycloalkyl(heteroalkylene), heterocycloalkyl, heterocycloalkyl(alkylene), heterocycloalkyl(heteroalkylene), heteroaryl, heteroaryl(alkylene), and heteroaryl(heteroalkylene).

18. (Withdrawn) A compound of claim 1 wherein said compound is 6-Chloro-N-(4-fluoro-phenyl)-1-oxy-nicotinamide.

19. (Withdrawn) A compound of claim 1 wherein said compound is N-(4-Fluoro-phenyl)-6-(2-hydroxy-ethylamino)-1-oxy-nicotinamide.

20. (Withdrawn) A compound of claim 1 wherein said compound is 6-Bromo-N-(4-fluoro-phenyl)-1-oxy-nicotinamide.

21. (Withdrawn) A compound of claim 1 wherein said compound is 5,6-Dichloro-N-(4-fluoro-phenyl)-1-oxy-nicotinamide.

22. (Withdrawn) A compound of claim 1 wherein said compound is 6-Ethanesulfonyl-N-(4-fluoro-phenyl)-1-oxy-nicotinamide.

23. (Withdrawn) A compound of claim 1 wherein said compound is N-(4-Fluoro-phenyl)-1-oxy-6-(propane-2-sulfonyl)-nicotinamide.

24. (Withdrawn) A compound of claim 1 wherein said compound is N-(4-Fluoro-phenyl)-6-methanesulfonyl-1-oxy-nicotinamide.

25. (Withdrawn) A compound of claim 1 wherein said compound is 6-Benzenesulfonyl-N-(4-fluoro-phenyl)-1-oxy-nicotinamide.

26. (Withdrawn) A compound of claim 1 wherein said compound is N-(4-Fluoro-phenyl)-1-oxy-6-phenylmethanesulfonyl-nicotinamide.

27. (Withdrawn) A compound of claim 1 wherein said compound is 6-Chloro-N-(3-chloro-4-fluoro-phenyl)-1-oxy-nicotinamide.

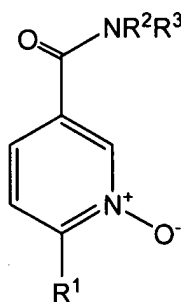
28. (Withdrawn) A compound of claim 1 wherein said compound is 6-Chloro-N-(4-iodo-phenyl)-1-oxy-nicotinamide.

29. (Withdrawn) A compound of claim 1 wherein  $R^1$  is selected from halogen, heteroalkyl or amino,  $R^2$  is H,  $R^3$  is aryl and  $R^4$  is H.

30. (Withdrawn) A composition comprising a compound of claim 1 and a pharmaceutically acceptable carrier, adjuvant or incipient.

31.-40 (Canceled)

41. (Currently Amended) A method for treating inflammation involving IL-8 or GRO- $\alpha$ , comprising administering to a patient in need thereof, through a therapeutically or prophylactically acceptable manner, a therapeutically or pharmaceutically effective amount of a compound having the structure:



and optical isomers, diastereomers, enantiomers and pharmaceutically acceptable salts thereof, wherein

$R^1$  is selected from the group consisting of  $R^5$  and  $R^5$ -SO<sub>2</sub><sup>-</sup>, where  $R^5$  is selected from the group consisting of halogen, alkyl, heteroalkyl, aryl, heteroaryl, amino and hydroxy; and

$R^2$  is hydrogen;

and  $R^3$  is selected from the group consisting of aryl and aryl(alkylene).

42. (Original) The method of claim 41 wherein administration is selected from transdermal, oral, intravenous, intramuscular, vaginal, rectal, pulmonary, subcutaneous, sublingual and transmucosal administration.

43. (Withdrawn) A method for identifying a binding partner to a compound of claim 1 comprising:

immobilizing proteins known to be involved in the TNF- $\beta$  signaling pathway onto a suitable carrier; and

passing a solution of said compounds in isolation or mixture over said proteins and analyzing for compound:protein complex formation using surface plasmon resonance (SPR).

44. (Withdrawn) A method for identifying a binding partner to a compound of claim 1 comprising:

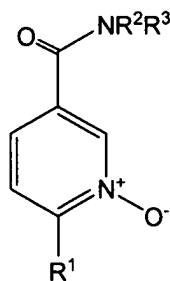
providing said compound(s) bound to a solid support to provide solid phase compounds;

contacting a cell or cell components with said solid phase compounds in isolation or mixture;

removing uncomplexed cellular material, for example by gentle washing with aqueous buffer; and

recovering said binding partner from the solid phase compounds.

45. (Currently Amended) A method for antagonizing a chemokine receptor selected from the group consisting of: IL-8, and GRO- $\alpha$ , comprising administering to a patient in need thereof an effective amount of a compound having the structure:



and optical isomers, diastereomers, enantiomers and pharmaceutically acceptable salts thereof, wherein

R<sup>1</sup> is selected from the group consisting of R<sup>5</sup> and R<sup>5</sup>-SO<sub>2</sub>-, where R<sup>5</sup> is selected from the group consisting of halogen, alkyl, heteroalkyl, aryl, heteroaryl, amino and hydroxy;

R<sup>2</sup> is hydrogen;

and R<sup>3</sup> is selected from the group consisting of aryl and aryl(alkylene).

46. (Cancelled)

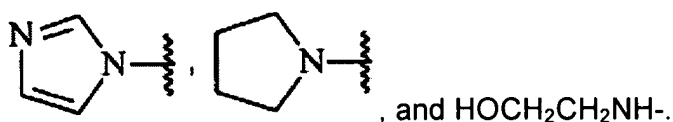
47. (Currently Amended) The method of claim 45 wherein  $R^1$  is  $R^5-SO_2$ , and  $R^5$  is selected from the group consisting of alkyl, heteroalkyl, and aryl.

48. (Currently Amended) The method of claim 47 wherein, for  $R^5$ , ~~alkyl is  $C_1-C_{40}$ alkyl;~~ heteroalkyl is  $C_{10}$ alkyl with 1, 2 or 3 heteroatoms selected from N, O and S; and aryl is phenyl or substituted phenyl.

49. (Canceled)

50. (Previously Presented) The method of claim 45 wherein  $R^5$  is selected from the group consisting of halogen, amino, (heteroalkyl)amino, and (heteroaryl)amino.

51. (Previously Presented) The method of claim 50 wherein  $R^1$  is selected from the group consisting of amino  $(C_1-C_6\text{alkyl})(C_1-C_6\text{alkyl})$ amino,  $PhNH-$ ,  $PhCH_2NH-$ ,



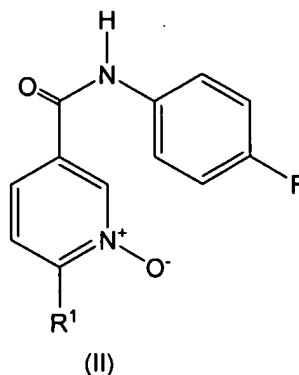
52. (Previously Presented) The method of claim 50 wherein  $R^1$  is halogen.

53. (Previously Presented) The method of claim 52 wherein  $R^1$  is chlorine.

54. (Canceled)

55. (Previously Presented) The method of claim 45 wherein  $R^3$  is aryl.

56. (Previously Presented) A method for antagonizing a chemokine receptor selected from the group consisting of: IL-8 and  $GRO-\alpha$ , comprising administering to a patient in need thereof an effective amount of a compound having the structure (II)



wherein  $R_1$  is selected from the group consisting of  $(C_{1-6}alkyl)SO_2$ -,  $PhSO_2$ -, fluorinatedphenyl $SO_2$ -,  $PhCH_2SO_2$ -, cyclopentyl $SO_2$ -, *m*-carboxyphenyl $SO_2$ -, *m*-methylphenyl $SO_2$ -, and  $HOOC-(C_1-C_4alkylene)SO_2$ -.

57. (Canceled)

58. (Canceled)

59. (Canceled)